



S000064%\$%2004

2002, 2003, 2004

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by JULY 1, 2005.**

**\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

**Owner of Record:** HMS VINEYARD INC;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**HMS VINEYARD INC**

**C/O PACIFIC UNION CORP SERVICE**

**PO BOX 29069**

**SAN FRANCISCO, CA 94126**

STATEMENT NO.: S000064

CONTACT PHONE NO.: ( ) -

**Source Name:** NAPA RIVER

**Tributary To:** SAN PABLO BAY

**County:** Napa

**Diversion Within:** NE1/4 of SW1/4 Section 30, T08N, R05W, MB&M

**Year of First Use:** 1915

**Parcel Number:**

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons

Million Gallons (MG)

Acre-feet (AF)

Other

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2002													<del>0</del>
2003													<del>0</del>
2004													<del>0</del>

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO

Describe any water conservation efforts you have initiated: DRIP IRRIGATION SYSTEM, FROST PROTECTION BY WINDMACHINES

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

SW  
6/3/05

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES X NO \_\_\_\_
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: MAY 19, 2005 at SAINT HELENA, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: MARY A HALL  
(first name) (middle initial) (last name)

COMPANY NAME: THE NAPA VALLEY RESERVE

If there is insufficient space for your answers, please use the space provided below.

ITEM

CONTINUATION

FIA NO DIVERSION OF WATER AT THIS TIME FOR OUR  
YOUNG VINEYARD. PRESENTLY USING GROUND WATER.  
BUT MAY NEED TO DIVERT WATER IN THE FUTURE.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



# State Water Resources Control Board

S000064

SURNAME



**Winston H. Hickox**  
Secretary for  
Environmental  
Protection

**Division of Water Rights**  
1001 I Street, 14<sup>th</sup> Floor • Sacramento, California 95814 • (916) 341-5300  
Mailing Address: P.O. Box 2000 • Sacramento, California • 95812-2000  
FAX (916) 341-5400 • Web Site Address: <http://www.swrcb.ca.gov>  
Division of Water Rights: <http://www.waterrights.ca.gov>

**Gray Davis**  
Governor

**MAY 21 2002**

In Reply Refer  
to:331:YM:S000064

HMS Vineyard, Inc.  
c/o Pacific Union Corp. Service  
P.O. Box 29069  
San Francisco, CA 94126

Gentlemen:

## STATEMENT OF WATER DIVERSION AND USE NO. S000064, NAPA RIVER TRIBUTARY TO SAN PABLO BAY IN NAPA COUNTY

On May 14, 2002, Ms. Carolyn Kelperis notified this office by email that the property identified by AP#025-110-049, 050, 053, 055, and 056, formerly owned by Gus Kelperis, Marolf Ranch, was sold to Meadowood Associates in March 2001. Unfortunately, we have no record of receiving this information. Therefore, we contacted the Napa County Assessor's Office and the Assessor's records show the owner of the subject property as HMS Vineyard, Inc., with Meadowood associates and Gus Kelperis as 40% and 10% interest, respectively. This property is also served by Statement of Water Diversion and Use No. S000064 filed with this office. Accordingly, if we do not receive any objections within 15 days of the date of this letter, our records for Statement 000064 will be changed to show the owner as follows:

HMS Vineyard, Inc.  
c/o Pacific Union Corp. Service  
P.O. Box 29069  
San Francisco, CA 94126

If you have any questions, please call me at (916) 341-5362.

Sincerely,

### ORIGINAL SIGNED BY

Yoko Mooring  
Engineering Associate  
Application Acceptance and Noticing Unit

Enclosure (Application 31280 Notice)

cc: Gus and Carolyn Kelperis  
Marolf Ranch  
1615 Main Street  
St. Helena, CA 94574

Meadowood Associates  
900 Meadowood Lane  
St. Helena, CA 94574

YMooring:ym:5-15-02/itziar:5-17-02  
u:ym\S64

*"The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption.  
For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"*

SURNAME

ym 5/20/02

MIT 05/21/2002